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**MOVANT'S COUNSEL IS DIRECTED  
TO SERVE A COPY OF THIS ORDER  
ON ALL PARTIES UPON RECEIPT.**

November 15, 2005

BY ECF AND FAX (COURTESY COPY DOC. NO. 4)

The Hon. Kiyo A. Matsumoto  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

*Initial Conference is  
adjourned without date.  
L.S. O'Rourke*

Re: Gary La Barbera, et al. v. Naroh  
Contracting, Inc.,  
CV-05-3229 (KAM)(ARR)

*U.S. D.J.  
11/15/05.*

Dear Judge Matsumoto:

We are counsel to Plaintiffs, the Trustees and Fiduciaries of the Local 282 Welfare, Pension, Annuity, Job Training and Vacation and Sick Leave Trust Funds, in the referenced action. We write to notify the Court that Defendant Naroh Contracting, Inc. has not filed an answer to the complaint, which was served July 14, 2005. Plaintiffs filed the return of service with the Court on November 11, 2005. Accordingly, Plaintiffs believe that the initial conference, scheduled for November 21, 2005 at 10:00 a.m., would not be productive and respectfully request that the Court adjourn the conference. We will move for a default judgment shortly.

Respectfully submitted,

*Jae W. Chun (KC)*  
Jae W. Chun

cc: Naroh Contracting, Inc.

Author: JWC Doc Number: 70697

